

SUES LAWYER FOR NOT KEEPING WORD

Frank Whitcomb Sues Nelson Burr for \$250,000 for Breach of Contract.

FAILED TO SECURE CONTROL

Claims That Action of Defendant Cost Him Business, Prestige and Much Money.

[Special to The Times-Dispatch.] NEW YORK, September 5.—Frank J. Whitcomb, son of Irvine A. Whitcomb, founder of the Raymond & Whitcomb Company, which does a big tourist and steamship agent business at No. 525 Fifth Avenue and in other cities, has begun an action in the Supreme Court against Nelson B. Burr, a lawyer, at No. 206 Broadway, to recover \$250,000 for alleged breach of contract by which young Whitcomb was to obtain a majority of stock, and with it the control of the Raymond & Whitcomb Company.

Whitcomb charges in his complaint that in February, 1902, Burr agreed to help him raise funds to enable him to buy the control of the company, a large block of stock being for sale. Burr undertook to induce Whitcomb's notes to the extent of \$31,000, and to get the notes discounted through the Garfield National Bank. Whitcomb was to purchase the stock and to put it up as collateral for the payment of the notes. Burr also undertook, Whitcomb says, to induce any renewals that might be necessary until the notes should be paid out of the dividend from the stock. Accordingly, on February 25, 1902, Whitcomb says the notes were drawn, indorsed and discounted, and Whitcomb bought the stock and put it up as collateral. On March 7, 1903, notes aggregating \$72,799, with interest, fell due, but Burr refused to induce renewals of the notes or get renewals discounted, so these notes went to protest, and the collateral was foreclosed.

Whitcomb's loss, through the loss of the stock and the control of the company, he estimates at \$150,000, and he asks judgment for that amount on a first cause of action.

Did Not Keep Bargain.

Whitcomb then alleges, as a second cause of action, that on November 9, 1902, Burr wrote him a letter, in which the lawyer stated that if Whitcomb would give him the power to vote the stock which Whitcomb then controlled and collect the dividends for seven years, he (Burr) would agree to con-

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A Free 50c Package of Rengo Did It. No Starvation, Diet Or Tiresome Exercises Necessary. The Free 50c Package Will Convince You.



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Rengo is for sale and recommended in Richmond by Owens & Minor Drug Co., 1007 East Main Street; People's Drug Co., 3300 Williamsburg Avenue, Patuxent; C. W. Eaton, Twenty-sixth and Q Streets, and Trickle Drug Co., 317 East Broad Street.

OWEN & MINOR DRUG CO., Wholesale Distributors.

Whitcomb as president of the company, at a salary of \$5,000 a year, and supply the dividends to the wiping out of the notes which had been indorsed by G. Perry Lester. Burr, in this proposition, which Whitcomb says he accepted, promised to surrender the stock in payment of the notes and leave Whitcomb in control.

Annual dividends of 30 per cent. have been paid on the stock since November, 1902, Whitcomb says, and through Burr's failure to carry out this second undertaking, Whitcomb considers that he has been injured to the tune of \$115,000 more, or \$285,000 in all on the two causes of action.

freight rates not only affects the price of that which we purchase, but largely enters into the price at which we sell our products. We propose, therefore, to use our efforts in the most intelligent way possible to secure just and equitable rates.

While we do not propose to form a trust or in any way foster a monopoly, we do hope by uniting our efforts and co-operating with each other to be able to market our products to the best possible advantage. Another question which most vitally interests every parent, and upon which depends the success or failures of future generations, is the question of public schools. Many of us may be unable to give to our children anything more than an education, and while we cannot hope for our schools in rural districts to be more than preparatory, yet the foundation of an education, which after all is the most important, is laid in the primary public schools in our country districts. It is our purpose to see that these schools are brought up to the highest plane of efficiency, provided with the best qualified teachers and the purest influences possible shall surround them.

These are only a few of the objects by way of illustrating its purposes and objects for which the league shall work. One of the principal benefits which we hope to derive from our associations is the information which each farmer who attends the meetings will gain to his own advantage. We propose in our meetings to discuss practical subjects, and when we invite men from a distance to address us we shall very carefully select those who are best prepared to bring to us the latest results of experiments and investigations. The national as well as the State governments are willing to furnish well qualified men to address such organizations wherever they are found, and it is our purpose in this organization to accept of these offers which the government is making.

We cordially invite the farmers in the above counties to join us, and co-operate with us for the betterment of our country and our homes.

There will be a general meeting of the league at Mount Laurel, Va., October 23 (Saturday), at 10 A. M., for the sole purpose of hearing men of prominence speak on subjects near and dear to the interests of the league. Each one is expected to come and bring their basket and enough for a friend. Refreshments will be served on the ground. A good time is promised all.

FOUR HURT IN CRASH OF CAB

Street Car Hit Party at Eleventh and Main, Burying Man in Wreckage.

With a noise which resounded several squares around, Broad and Main car No. 123, in charge of Motorman D. Minter and Conductor W. B. Prosser, crashed into a cab containing George W. Monroe, of New York, and two women, giving their names as Mrs. Monroe and Miss Agnes Wiltshire, her niece, at the corner of Main and Eleventh Streets at 11:45 o'clock last night. As if by a miracle, the two women escaped without more serious injuries than wrenched ankles, but Mr. Monroe and the colored driver, Richard McGraw, were by no means so fortunate. Both were severely cut on the head and bruised. The cab was demolished, but curiously enough the horse was not injured.

According to eye witnesses, the accident was mainly due to the fact that the motorman did not reduce his speed in passing before the post-office, where the repairs are being made on Main Street. The cab was going down Eleventh Street at a low rate of speed, and was just making the narrow crossing over the excavation for the left-hand track when the car struck it, going apparently at the usual rate of speed. The vehicle was struck almost squarely on the front wheels, which, together with some of the other parts, were found under the fender after the accident.

In some manner the women were thrown clear of the cab by the impact, the driver was hurled from his box and landed on the paving stones several yards away, while Mr. Monroe had the upper part of his body thrust through the window on the lower side, and as the top of the demolished vehicle fell over it was caught beneath it and so firmly wedged that he was unable to move until it had been lifted.

The women, though stunned and bewildered, made their way over to the sidewalk without assistance.

Thought Women Were Killed. In a few moments, with the assistance of the crowd which had gathered, Mr. Monroe was removed from under the debris and staggered to the Lexington Hotel between two men, Messrs. L. E. Warriner and Howard Mallory, who were on the sidewalk at the time of the accident, at once took charge of the women and assisted them to the hotel. It was then that the greatest excitement occurred. Men who were seen in the scene had been so much taken up with things occurring close to the car that they did not notice the women as they went to the hotel. For five minutes after Mr. Monroe had been extricated men with lanterns were peering underneath the wheels of the car, expecting every moment to see the mangled remains of one or both of the women.

Although they were all more or less injured and very badly shaken up, every member of the party, including the driver, showed the greatest nerve. Mr. Monroe, with the blood streaming from many cuts on his head and face, sat quietly in one of the hotel chairs until the arrival of Dr. B. A. Horde. The women were taken to the hotel parlor, where they nursed their bruises. Mr. Monroe was severely cut on the top of his head, and his face was a mass of oozing cuts and lacerations. Later he was driven to the Richmond Hotel, where he is registered.

ROCHAMBEAU TABLET

Memorial to Mark Headquarters of French General. NEWPORT, R. I., Sept. 5.—A tablet marking the headquarters of General Count De Rochambeau, while he was in Newport during the Revolution, was unveiled and dedicated here today in the presence of official representatives of both the French and United States governments and members of patriotic societies.

The tablet, which was unveiled by Mrs. Julia Ward Howe, is given to the city by the United States Federation Alliance Française, for the purpose of marking the headquarters of General Rochambeau when he was in Newport in 1780 and 1781, commanding a force of the French allied forces, and it has been placed on the house which stands on the corner of Mary and Clarke Streets.

The ceremony today was under the patronage of the revolutionary societies of Rhode Island, with the French government was represented by Count DeChambrun, chancellor of the French embassy, he making the principal address.

TAYLOR & BROWN, 913 E. Main St.

A Pony and Cart Free!

No Voting Contest--No Coupons to Clip
Everybody Will Have An Equal Opportunity
READ THIS ANNOUNCEMENT!

We have decided to give away a handsome Shetland Pony, with Cart and Harness, complete. This outfit is worth \$200, and will repay you for your efforts. The outfit will be presented to its future owner on Christmas Eve, making a happy and joyous Christmas for some little boy or girl.

Who will it be? Why not you?

Each customer has an equal opportunity to become the owner of this fine Pony and Cart. Remember, some one gets it Absolutely Free. Every purchase of one dollar or over between now and Thursday, December 24th, at 12:30 P. M., when the Pony and Cart will be awarded, will be included in the contest.

There are no coupons to clip; no voting for some one else. Every time you make a purchase from us of one dollar or over you add to the probability of your success. Call at our store, 913 East Main Street, and let us give you all the details of the plan and show you how easily you may secure the outfit. The plan is very attractive, and assures equal opportunity to each participant. Call personally. Don't phone.

Call and Investigate, Start at the Beginning.

Here Are Some Interesting Items.

Our Fall and Winter stock of Men's and Ladies' Shoes, arriving daily, are strictly up to the T. & B. standard. They are the work of craftsmen, and represent the acme of the shoemaker's art.

We are displaying an extra large and carefully selected stock of CHILDREN'S SHOES FOR SCHOOL WEAR. Blacks and tans. All sizes.

Our 1908 Fall and Winter importation of the CELEBRATED CHRISTY HATS, OF LONDON, have arrived. All the latest styles in Silk, Opera and Derby Hats. These Hats are of unsurpassed quality and finish.

Let us show you something new and nifty in Soft Hats.

THE NEW MUNDY GREEN.

TAYLOR & BROWN

913 EAST MAIN STREET

Purposes and Objects of Staunton River Valley League

[Special to The Times-Dispatch.] MOUNT LAUREL, VA., September 5.—Officers of the Staunton River Valley Association issue the following statement:

The Staunton River Valley League was organized for the purpose of uniting the influence and efforts of the farmers within the five counties of Halifax, Charlotte, Mecklenburg, Campbell and Pittsylvania, which are tributary to the Staunton river, to promote the interests of farming and farmers. No well-organized city is without its chamber of commerce, which is an organization of the leading business men, designed to further the best interests of the city, and what the chamber of commerce is for the city our league proposes to be to the country.

In this age of corporations, trusts and combinations of almost every kind it is an imperative necessity that the farmers should unite their efforts in order to further their interests and keep step with the march of progress. Railroad companies, banks, manufacturing corporations in fact, almost every branch of business—using their efforts and bring to bear upon our legislative bodies their combined influence in order to secure legislation favorable to their own interests; therefore, it is a necessity if the farmers would receive the consideration which they deserve that they, too, should combine their efforts and demand, with the influence which only numbers can wield, that they should be accorded a just consideration at the hands of their lawmakers.

We, therefore, propose that one of the results of this league shall be to secure the best possible legislation for farmers; but the best laws ever enacted by man would be worthless were they not faithfully executed; therefore, it is our purpose also to use our influence in every proper way to secure the just execution of our laws and an honest and economical administration of public affairs.

We recognize that one of the most important questions, one which comes home in a most vital manner to every farmer, is the subject of our roads. We know that no heavier loads can be carried to market than one that our teams can pull over the steepest hill or the most neglected portions of the whole road; and, therefore, this question of good roads is a subject which will be vigorously pressed by our league.

We recognize that the tax which the railroads levy upon us in the way of

LIVERMORE COMES TO THE AID OF JORDAN



Mrs. Honora Jordan

Wealthy Cotton Speculator Engages Counsel for Acrobat Who Dismembered Wife.

BOSTON, MASS., September 5.—Jesse Livermore, a wealthy cotton speculator of New York, who has had a spectacular career in the market there, has come to the aid of his brother-in-law, Chester S. Jordan, an acrobat, who has confessed to slaying his wife, Irene Shannon, a vaudeville actress, in their home at Somerville, and dismembering the body.

Mr. Livermore's wife is a sister of Jordan, and both were residing in their yacht, the Vendetta, off the Maine coast, when news of the tragedy reached them. Mr. Livermore sent a telegram here, engaging William S. Schorton, an attorney, to defend Jordan, and it is said he is prepared to spend a large sum to save his brother-in-law from the gallows.

It is said that Jordan's relatives can prove he showed signs of mental derangement several weeks ago, and the claim is made that Jordan was insane when he killed his wife. Jordan, after his confession to the police, in which he told of cutting up the body of his wife in an effort to hide the crime, and his attempt to escape with a trunk containing the

Somerville of a station, which was covered with blood and to which clung a quantity of hair.

Jordan stated that the only blows which he dealt his wife after her taunt were by his fist, and following which he remembers nothing.

NOTICE SERVED ON THAW

He Accepts, but It Is Not Known Whether He Will Attend Meeting.

PITTSBURG, Pa., Sept. 5.—The formal acceptance by Harry K. Thaw of the notice that the first meeting of his creditors will be held Monday morning and of notice to attend the meeting for examination was filed by W. R. Blair, referee in bankruptcy, to-day. It was stated this morning at the office of Referee Blair that it is not known whether Thaw will be present.

The acceptance of the notice reads as follows:

"I, Harry Kendall Thaw, do hereby accept notice of the first meeting of my creditors, to be held at Pittsburgh, Pa., on the 11th day of September, at 10 o'clock in the forenoon. And further, I do hereby accept notice to be in attendance at said meeting for examination by my creditors.

"As witness my hand this 24th day of August, A. D. 1908.

"HARRY KENDALL THAW."

MR. ELLYSON AWAY

State Chairman Goes to Chicago to Meet Lieutenant-Governor J. Taylor Ellyson.

Chairman of the State Democratic Committee of Virginia and member of the national committee from the State, left for Chicago last night, where he will attend an important meeting of the national committee at the auditorium annex Tuesday morning at 10 o'clock.

Mr. Ellyson will stop over on his way to Chicago at the Hot Springs, where Mrs. Ellyson, who is still detained there as the result of a fall, he will return to this city in time to preside over the meeting of the State committee at Murphy's Hotel next Thursday night.

TWO CUT IN FIGHT ON TWENTY-SECOND STREET

In the Saturday afternoon scrap, which has been occurring regularly for some time at the corner of Twenty-second and Main Streets, Charles Jackson, colored, was severely cut in the back yesterday afternoon by Walter Green, also colored. When the dust began to clear a little someone called the ambulance for Jackson, while Green hustled away. Dr. Scott, who was with the wagon at the time, took several stitches in Jackson's anatomy and carried him to the City Home. Later Green was arrested and carried to the First Police Station, where he was treated for a severe cut over the eye before being locked up.

Relented, But Too Late.

Henry Hopkins, charged with bringing to the Second Station by Policemen Belton and Crafon last night on a warrant issued by one of his friends, Eliza Kemp, who said that Henry had shot away with a shotgun. Hopkins had hardly been landed, however, when Kemp, released and wanted to have the prisoner recalled. It was thought better, though, to have the mystery sifted in the Police Court.

For Stealing a Gun.

Talley Childress, a white man, was arrested yesterday afternoon, charged with stealing a shotgun, valued at \$50, the property of Addison W. Burford. Being unable to give bail, Childress was placed in the First Police Station, where he will remain until his hearing in the Police Court to-morrow morning.

GORED BY BULL

Farmer Killed While Attempting to Halt Angry Animal.

[Special to The Times-Dispatch.] SMITH'S CROSS ROADS, VA., September 5.—Mr. John Fox, who manages "Keweenaw," the stock farm near here, owned by Mr. Samuel Moore, of

Washington, D. C., was killed yesterday afternoon by an angry bull. Mr. Fox was attempting to get a halter on the head of the bull, when he was attacked by the vicious animal, and being without assistance at the time, was so badly gored that he died in a very short while. Medical aid was of no avail in staying the sufferings of the wounded man, although several doctors were immediately summoned.

Mr. Fox came to this section from the Valley of Virginia about twenty months ago, and was a most estimable man, having made many friends while here. He is survived by a wife and seven small children. The remains were shipped to his old home in the Valley this morning for burial.

CARDINAL IN LONDON

Given Cordial Welcome at Dover. Audiences With Pope.

[Special Cable to The Times-Dispatch.] LONDON, September 5.—Cardinal Gibbons is staying at the house of the Archbishop of Westminster. He will remain there until Wednesday, when he will become the guest of the Duke of Norfolk. The Bishop of Portsmouth and a delegation of civil officials and prominent people met Cardinal Gibbons at Dover and welcomed him to England.

In an interview to-night Cardinal Gibbons said: "I shall take part in the exercises of the Eucharistic Congress during the coming week. I am engaged to preach a sermon in Westminster Cathedral Sunday week. I was most pleased with my visit to Rome, which was in every way satisfactory. I had several audiences with the holy father, which were very comforting. In France I was the guest of Leo Huffer, of New York, at Houlgate, on the coast of Normandy.

"The question of the appointment of another American cardinal rests entirely in the breast of the holy father. Nobody would presume to question him on the subject."

MINERS IMPRISONED

Avalanche of Slate in Virginia Mine

[Special to The Times-Dispatch.] BRISTOL, VA., September 5.—By the falling of an immense quantity of slate and earth in the Lewis Creek Coal Mines, near Hovaker, Va., to-day, several miners narrowly escaped with their lives. Those occupying the chamber escaped by a narrow passage, except Robert Israel, a veteran miner, who was caught under the slate and so badly mangled his recovery is hardly expected.

FIVE PERSONS KILLED IN WRECK AT PARADISE

[Special to The Times-Dispatch.] MISSOULA, MONT., September 5.—Passenger Train No. 5 and a freight collided to-day at Paradise, near here, on the Northern Pacific, killing five persons. Among the dead were Fire-engineer Munson, and Valentine, then Robinson and Merrick and five unknown tramps who were riding the bars on the freight. A mix-up in orders caused the accident.

Special Boat to Norfolk

Steamer Hampton Roads will leave O. D. S. S. Co.'s wharf 8 A. M.

Tuesday, Sept. 8, 1908

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4 Full Qts. OLD HENRY (its long record proves merit).....\$4.00
JEFFERSON CLUB (excellent and superior).....4.00
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ROONEY MALT WHISKY (for medicinal use).....4.00
DIXIE CORN (old and pure).....4.00
TURKEY GIN (perfection in quality).....4.00

For sale by all leading distributors, or write us including post-office or express money-order, and we will have your order filled promptly, shipped in plain package, express charges prepaid.

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